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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 10/710,913 | 08/12/2004 | Paul McMahan | 014682.000011 | 4912 |
| 44870 | 7590 | 02/26/2009 | EXAMINER | |
| MOORE & VAN ALLEN, PLLC For IBM P.O. Box 13706 Research Triangle Park, NC 27709 | | | | FEARER, MARK D |
| ART UNIT | | PAPER NUMBER | | |
| 2443 | | | | |
| MAIL DATE | | DELIVERY MODE | | |
| 02/26/2009 | | PAPER | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| | | |
|--------------------------|----------------------------|------------------|
| <i>Interview Summary</i> | Application No. | Applicant(s) |
| | 10/710,913 | MCMAHAN ET AL. |
| | Examiner MARK D. FEARER | Art Unit 2443 |

All participants (applicant, applicant's representative, PTO personnel):

(1) MARK D. FEARER. (3) ____.

(2) Charles Moore, reg33742. (4) ____.

Date of Interview: 20 February 2009.

Type: a) Telephonic b) Video Conference
c) Personal [copy given to: 1) applicant 2) applicant's representative]

Exhibit shown or demonstration conducted: d) Yes e) No.

If Yes, brief description: ____.

Claim(s) discussed: 1, 6, and 51-52.

Identification of prior art discussed: Brandenberg et al. (US 20030063072) and Erb et al. (US 20040142703).

Agreement with respect to the claims f) was reached. g) was not reached. h) N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's Representative and Examiner discussed the proposed amendment to Claim 1. The "independent of a location" aspect of the proposed amendment overcomes the cited portions of Brandenberg, as modified by Erb. Though there were no prior 35 U.S.C. 101 rejections, the "computer implemented" and the "communications device" aspects of the proposed amendment further clarifies embodied medium.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

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| /George C Neurauter, Jr./ Primary Examiner, Art Unit 2443 | |
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